



FREDERICK COUNTY GOVERNMENT

Jan H. Gardner
County Executive

OFFICE OF THE COUNTY EXECUTIVE

W. Paul Dial, Acting Chief Administrative Officer

EXECUTIVE ORDER NO.: 06-2016

EFFECTIVE DATE: July 15, 2016

Extension of Temporary Hold on Considering Certain Applications for Solar Projects

On January 15, 2016, Frederick County Executive Jan H. Gardner issued Executive Order 01-2016 effective immediately.

This Executive Order directed the Frederick County Planning and Permitting Division staff to temporarily discontinue processing, reviewing or considering any application for a special exception or site plan approval for a “nongovernmental utility” to construct solar facilities.

This temporary hold does not apply to:

- a special exception application that was filed with the County before January 15, 2016;
- a solar project on federal, state or local government owned land that produces energy for government use;
- community solar projects of up to ten acres.

Executive Order 01-2016 states that it “shall terminate on July 15, 2016, unless changed by further Executive Order.” (EO 01-2016 at p. 4).

Among the reasons for this temporary hold, as stated in EO 01-2016, is that “further County study of these solar arrays is justified and necessary before any additional solar array applications are considered.” (EO 01-2016 at p. 2).

At the time EO 01-2016 was issued, it was anticipated that this County study would take approximately six months so the temporary hold was issued for six months to expire on July 15, 2016.

The County study has taken longer than initially anticipated.

The County study is now anticipated to take approximately an additional six months.

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A temporary hold on consideration of these applications for an additional six months serves the health, safety and general welfare of Frederick County.


As with EO 01-2016, a solar project that already had applied for a special exception for a nongovernmental utility for a solar facility before January 15, 2016, (the effective date of EO 01-2016) may proceed at its own risk.

NOW, THEREFORE, I, JAN H. GARDNER, COUNTY EXECUTIVE OF FREDERICK COUNTY, MARYLAND, PURSUANT TO THE AUTHORITY VESTED IN ME BY THE CHARTER OF FREDERICK COUNTY, MARYLAND, AND THE LAWS OF MARYLAND, HEREBY ISSUE THIS EXECUTIVE ORDER, EFFECTIVE IMMEDIATELY.

Executive Order 01-2016 is hereby extended for an additional six months.

Except as specifically revised by this Executive Order, all of the provisions of EO 01-2016 shall remain in full force and effect until January 13, 2016.

This Executive Order is issued this 14th day of July, 2016, effective immediately, and shall terminate on January 13, 2017, unless changed by further Executive Order.



W. Paul Dial
Acting Chief Administrative Officer



Jan H. Gardner
Frederick County Executive